

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	4:08CR3073
)	
v.)	
)	
DOUGLAS M. WEST,)	ORDER
)	
Defendant.)	
)	

IT IS ORDERED:

1. Defendant's Motion for Indigency Funds for Expert, filing no. [53](#), is granted and approved up to \$1,000.00. Counsel shall complete the CJA 21 form and submit it to the undersigned for authorization.

2. Defendant's Motion to Continue Trial, filing no. [54](#), is granted and trial is continued until further order of the court. Counsel shall notify my judicial assistant as to the need for a trial as soon as it is known.

3. The ends of justice will be served by granting such a motion, and outweigh the interests of the public and the defendant in a speedy trial, and the additional time arising as a result of the granting of the motion, the time between January 7, 2009 and the new trial date shall be deemed excludable time in any computation of time under the requirements of the Speedy Trial Act, for the reason that the parties require additional time to adequately prepare the case, taking into consideration due diligence of counsel, the novelty and complexity of the case, and the fact that the failure to grant additional time might result in a miscarriage of justice.
[18 U.S.C. § 3161\(h\) \(8\) \(A\) & \(B\)](#).

DATED this 7th day of January, 2009.

BY THE COURT:

s/ *David L. Piester*

David L. Piester
United States Magistrate Judge